

08/04/2008

Attorney Docket No. 2072/US/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Gary Piaget et al.

Application No. 10/789,182

Filed: February 26, 2004

For: DUAL DECK EXERCISE DEVICE

Confirmation No.: 5273

Art Unit: 3764

Examiner: Not Yet Assigned

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
(Under 37 C.F.R. § 1.97(b)(3), § 1.97(e)(1), and § 1.98) AND
STATEMENT OF RELATEDNESS (Under M.P.E.P. § 2001.06(b))

Sir:

The Examiner is requested to consider the references noted on the enclosed PTO/SB/08A during examination of the above-identified patent application. The references are submitted for the Examiner's consideration and are submitted pursuant to the duty of disclosure under 37 C.F.R. § 1.56. In submitting the references, no representation is made or implied that the references are or are not material to the examination of the application. The Examiner is encouraged to make his or her own determination of materiality. Pursuant to 37 C.F.R. § 1.98(a)(2)(i), copies of the U.S. patent references are not provided, unless required by the Office.

The references cited on the enclosed PTO/SB/08A were cited in an International Search Report dated December 18, 2006 of corresponding PCT International patent application No. PCT/US04/06140. A photocopy of the PCT International Search Report as well as a photocopy of the Written Opinion of the International Searching Authority are enclosed herewith. U.S. Pat. Nos. 5,792,029; 6,461,279; and 5,336,146 cited in the International Search Report are not cited in the enclosed PTO/SB/08A, because they were previously cited in the Information Disclosure Statement filed with the Office on January 6, 2005. Also, U.S. patent No. 6,811,517 cited in the

Application No. 10/789,182
Attorney Docket No. 2072/US/2

International Search Report is not cited in the enclosed PTO/SB/08A, because it was previously cited in the Information Disclosure Statement filed with the Office on September 18, 2006.

Statement Under 37 C.F.R. § 1.97(e)(1)

The undersigned hereby certifies that references cited on the enclosed Form PTO/SB/08A were cited in a communication from a foreign patent office in a corresponding foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Statement of Relatedness Under M.P.E.P. § 2001.06(b)

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and as required by M.P.E.P. § 2001.06(b), the Examiner is requested to consider the following applications owned by Assignee, Nautilus, Inc., of the present application and/or having a common inventor, that may include subject matter similar to that of the present application:

- (1) U.S. application No. 11/065,891 filed on February 25, 2005, which has published as U.S. publication No. 2005/0209060 A1 (Atty. Docket No. 34005/US/2);
- (2) U.S. application No. 11/067,538 filed on February 25, 2005, which has published as U.S. publication No. 2005/0209061 A1 (Atty. Docket No. 34006/US/2);
- (3) U.S. application No. 11/065,770 filed on February 25, 2005, which has published as U.S. publication No. 2005/0233864 A1 (Atty. Docket No. 34007/US/2);
- (4) U.S. application No. 11/065,746 filed on February 25, 2005, which has published as U.S. publication No. 2005/0209059 A1 (Atty. Docket No. 34103/US/2); and
- (5) U.S. application No. 11/425,086 filed on June 19, 2006, which has published as U.S. publication No. 2006/0223680 A1 (Atty. Docket No. 34037/US/2).

Application No. 10/789,182
Attorney Docket No. 2072/US/2

Pursuant to 37 C.F.R. §§ 1.97(b)(3) and 1.97(e)(1), no fees are due with respect to this filing. However, should any fees be deemed necessary, such fees may be charged to Deposit Account No. 04-1415. If the Examiner has any questions, please contact the undersigned attorney.

Dated: March 16, 2007

Respectfully submitted,



Lee R. Osman, Reg. No. 38,260
DORSEY & WHITNEY, LLP
370 Seventeenth Street, Suite 4700
Denver, CO 80202-5647
Tel: (303) 629-3400
Fax: (303) 629-3450

USPTO Customer No.: 20686

Enclosures

PPO/SB/08A (08-03) U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Substitute for Form 1449A/PTO		APPLICATION NO.: 10/789,182	FILING DATE: February 26, 2004
INFORMATION DISCLOSURE STATEMENT BY APPLICANT		FIRST NAMED INVENTOR: Gary Piaget et al.	ART UNIT: 3764
(Use as many sheets as necessary)		EXAMINER NAME: Not Yet Assigned	ATTY. DOCKET NO.: 2072/US/2

U.S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	PATENT NUMBER	ISSUE DATE	Name of Patentee of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number – Kind Code ² (If known)	MM-DD-YYYY		
		5,162,020	11/10/1992	Gerard	
		6,893,383 B1	05/17/2005	Chang et al.	

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /S.C./

U.S. PUBLICATION DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	PUBLICATION NUMBER	PUBLICATION DATE	Name of Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number – Kind Code ² (If known)	MM-DD-YYYY		

FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	DOCUMENT NUMBER	PUBLICATION DATE	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ³
		Country Code ⁴ – Number – Kind Code ⁵ (if known)	MM-DD-YYYY			

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIALS	Cite No. ²	Include name of Author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ³

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

The references cited above were cited in an International Search Report dated December 18, 2006, of corresponding International patent application No. PCT/US04/06140.

¹Applicant's unique citation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁷Applicant is to place a check mark here if English language Translation is attached.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /S.C./